IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGEMENT NO.791 OF 2004
IN
SUMMARY SUIT NO. 269 OF 2004

Bobcards Ltd. .. Plaintiffs

Vs.

Yashmin B.Maun .. Defendant

Mr.Mukesh Pabari i/b V.S.Legal Associates for the plaintiff

Mr.S.C.Poojary for the defendant

CORAM : S.U.KAMDAR, J
DATED : 3RD OCTOBER, 2005

P.C.:

1. The summons for judgment is filed on the basis of the claim arising out of credit card issued by the plaintiff pursuant to an application made by the defendant. The credit card bearing no.4938 2700 0063 2016 has been used by the defendant including withdrawal of the cash. In the aforesaid circumstances, the present suit has been filed for the recovery of sum of Rs.98,727.16 with simple interest at the rate of 12% p.a. Plaintiff tenders a compilation of original documents which is taken on record and marked Ex.P.1 colly. The learned

counsel for the defendant states that the defendant has no instruction in the matter and thus unable to defend the suit. There is no reply to the summons for judgment also. In view of the aforesaid, I pass the following decree.

2. There shall be a decree in favour of the plaintiff and against the defendant in the sum of Rs.98,727.16 alongwith interest at the rate of 12 % p.a. simple rate of interest from the date of the suit till payment and/or realisation. Refund of court fee as per rules. Suit as well as summons for judgment disposed of accordingly.